

Resolution 13 of 2017

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
APPROVING TRANSFER OF FUNDS IN THE 2016 PARKS AND RECREATION DEPARTMENT
FOR THE HUDSON RIVER ESTUARY PROGRAM 2015 PROJECT SEA LEVEL RISE
TASKFORCE**

Sponsored By: Finance and Audit Committee: Aldermen: Koop,
Schabot, Brown, Mills

WHEREAS, the Parks and Recreation Department has requested a budget transfer in the amount of \$49,684.00 from the General Fund in the 2016 Parks and Recreation Department for the Hudson River Estuary Program 2015 grant project "Sea Level Rise Taskforce"; and

WHEREAS, reimbursement will come from funding provided by a NYS DEC grant for \$49,684.00, and the required match funding of \$10,950.00 will come from in-kind donations, including meeting space and staff and volunteer time; and

WHEREAS, the sum of \$1,000.00 out of the \$49,684.00 grant has already been appropriated in the 2016 budget for salaries; and

WHEREAS, the Finance/Audit Committee has received, reviewed and approved this request.

**NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE
CITY OF KINGSTON, NEW YORK, AS FOLLOWS:**

SECTION 1. That the sum of \$49,684.00 be transferred as follows:

From: NYS Grants Revenue Account #A1-7240.3889 \$48,684.00

To: Contracted Services Account #A1-7240.472 \$48,684.00

SECTION-2. This resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____, 2017

Approved by the Mayor this ____ day of _____, 2017

Carly Winnie, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2017

Res 13 2017 Transfer Funds Hudson River Estuary Sea Level Rise

THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT COMMITTEE REPORT

REQUEST DESCRIPTION

INTERNAL TRANSFER _____
AUTHORIZATION _____
CLAIMS _____

CONTINGENCY TRANSFER _____
BUDGET MODIFICATION _____
ZONING _____

TRANSFER X _____
BONDING REQUEST _____
OTHER _____

DEPARTMENT Parks and Recreation DATE 11/29/2016

In the 2016
Description: Transfer funds from the General Fund to the Parks and Recreation Department for the Hudson River Estuary Program 2015 grant project "Sea Level Rise Taskforce" in the amount of \$49,684. Reimbursement will come from funding provided by a NYSDEC grant for \$49,684, and the required match funding of \$10,950 will come from in-kind donations including meeting space and staff and volunteer time. *91,000 of the \$49,684 grant has already been appropriated in the 2016 budget for salaries*

FROM NYS Grants Revenue Account #A1 7240.3889 in the amount of \$48,684
TO

#A17240.472 - Contracted Services - \$48,684

Estimated Financial Impact \$0

Signature

Steven Higley

Motion by MM

Seconded by DB

Action Required:

SEQRA Decision:

Type I Action _____

Type II Action _____

Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

| Committee Vote | YES | NO |
|--|-------------------------------------|--------------------------|
| <i>DA Koop</i> Douglas Koop, Chairman, Ward 2 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <i>Reynolds Scott-Childress</i> Reynolds Scott-Childress, Ward 3 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <i>Steven Schabot</i> Steven Schabot, Ward 8 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <i>Deborah Brown</i> Deborah Brown, Ward 9 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <i>Maryann Mills</i> Anthony Davis, Ward 87 <i>MARYANN MILLS</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

Resolution 14 of 2017

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
APPROVING TRANSFER OF FUNDS IN THE 2016 PARKS AND RECREATION DEPARTMENT
FOR THE HUDSON RIVER ESTUARY PROGRAM 2015 PROJECT NATURAL RESOURCES
INVENTORY**

Sponsored By: Finance and Audit Committee: Aldermen: Koop,
Schabot, Brown, Mills

WHEREAS, the Parks and Recreation Department has requested a budget transfer in the amount of \$22,000.00 in the 2016 Parks and Recreation Department for the Hudson River Estuary Program 2015 grant project "Natural Resources Inventory"; and

WHEREAS, reimbursement will come from funding provided by a NYS DEC grant for \$22,000.00, and the required match funding of \$3,897.50 will come from in-kind donations, including staff and volunteer time; and

WHEREAS, the Finance/Audit Committee has received, reviewed and approved this request.

**NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE
CITY OF KINGSTON, NEW YORK, AS FOLLOWS:**

SECTION 1. That the sum of \$22,000.00 be transferred as follows:

From: NYS Grants Revenue Account #A1-7240.3889 \$22,000.00

To: Contracted Services Account #A1-7240.472 \$21,000.00

Supplies & Materials Account #A1-7240.485 1,000.00

SECTION-2. This resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____, 2017

Approved by the Mayor this ____ day of _____, 2017

Carly Winnie, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2017

THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT COMMITTEE REPORT

REQUEST DESCRIPTION

INTERNAL TRANSFER _____
AUTHORIZATION _____
CLAIMS _____

CONTINGENCY TRANSFER _____
BUDGET MODIFICATION _____
ZONING _____

TRANSFER X _____
BONDING REQUEST _____
OTHER _____

DEPARTMENT Parks and Recreation DATE 11/29/2016

in the 2016

Description: Transfer funds from the General Fund to the Parks and Recreation Departments for the Hudson River Estuary Program 2015 grant project "Natural Resources Inventory" in the amount of \$22,000. Reimbursement will come from funding provided by a NYSDEC grant for \$22,000, and the required match funding of \$3897.50 will come from in-kind donations including and staff and volunteer time.

FROM NYS Grants Revenue Account A17240.3889 in the amount of \$22,000
TO

Parks and Recreation Account (s)

A17240.485 - Supplies and Materials - \$1000

A17240.472 Contracted Services - \$21,000

Estimated Financial Impact \$0

Signature

Kevin D. McGehee

Motion by SS

Seconded by DB

Action Required:

SEQRA Decision:

Type I Action _____

Type II Action _____

Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|---|------------|-----------|
| <i>DA Koop</i> Douglas Koop, Chairman, Ward 2 | ✓ | |
| Reynolds Scott-Childress, Ward 3 <i>Steven Schabot</i> | ✓ | |
| Steven Schabot, Ward 8 <i>Deborah Brown</i> | + | |
| Deborah Brown, Ward 9 <i>Maryann Mills</i> | ✓ | |
| Anthony Davis, Ward 8 <i>MARYANN MILLS</i> | | |

Resolution 15 of 2017

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING THE MAYOR TO EXPEND FUNDS IN THE FIRST INSTANCE FOR THE 2016
HUDSON RIVER ESTUARY PROGRAM GRANT FROM THE NYS DEPARTMENT OF
ENVIRONMENTAL CONSERVATION FOR THE OPEN SPACE PLAN FOR THE CITY OF
KINGSTON PROJECT

Sponsored By: Finance and Audit Committee: Aldermen: Koop,
Schabot, Brown, Mills

WHEREAS, the City of Kingston has been awarded a Hudson River Estuary Program grant in 2016 in the amount of \$24,500.00 from the NYS Department of Environmental Conservation for the Open Space Plan for the City of Kingston; and

WHEREAS, the matching funding requirements of \$10,770.00 are expected through in-kind donation and force account contributions; and

WHEREAS, there are specific requirements and regulations governing the expenditure of these funds; and

WHEREAS, the action is categorized under 6 NYCRR, Part 617.5 as Type II.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

SECTION 1. Administration of all funds under these grants will be in accordance with all terms and conditions contained in guidelines provided by the NYS Department of Environmental Conservation.

SECTION 2. The Mayor of the City of Kingston is hereby authorized to expend funds in the first instance under the terms of the Open Space Plan for City of Kingston Contract #DEC01-T00182GG-3350000.

SECTION-2. This resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____, 2017

Approved by the Mayor this ____ day of _____, 2017

Carly Winnie, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2017

THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT
COMMITTEE REPORTREQUEST DESCRIPTIONINTERNAL TRANSFER _____
AUTHORIZATION X
CLAIMS _____CONTINGENCY TRANSFER _____
BUDGET MODIFICATION _____
ZONING _____TRANSFER _____
BONDING REQUEST _____
OTHER _____DEPARTMENT Parks & RecDATE 12/11/16

Description

Authorize the Mayor to expend funds in the first instance
for 2016 HREP Open Space Grant as per attached.Estimated Financial Impact 50Signature [Signature]Motion by MMSeconded by SC

Action Required:

SEQRA Decision:

Type I Action _____
Type II Action _____
Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

| <u>Committee Vote</u> | | <u>YES</u> | <u>NO</u> |
|--|--|------------|-----------|
| <u>DA Koop</u> Douglas Koop, Chairman | | ✓ | |
| Reynolds Scott-Childress, Ward 3 | | | |
| <u>Maryann Miller</u> Anthony Davis, Ward 8 MARYANN MILLER | | ✓ | |
| <u>Steven Schabot</u> Steven Schabot, Ward 8 | | ✓ | |
| <u>Deborah J. Brown</u> Deborah Brown, Ward 9 | | + | |



F.E.D.
10

CITY OF KINGSTON
OFFICE OF ECONOMIC AND COMMUNITY DEVELOPMENT

Steven T. Noble, Mayor

Brenna L. Robinson, Director

November 30, 2016

Mr. James L. Noble, Jr.
Alderman-At-Large
President of the Common Council
420 Broadway
Kingston, NY 12401

Re: Authorization to Expend Funds for the HREP 2016 Open Space Plan Grant
Authorization to Transfer Funds for HREP 2015 and 2016 Grants

Dear President Noble:

This is a request for placement on the agenda of the next appropriate Committee, expected to be the Finance and Audit Committee, to discuss the authorization of a resolution to expend funds and authorization to transfer funds for Hudson River Estuary Program grants awarded to the City in 2015 and 2016.

Two grants were awarded to the City in 2015 by the Hudson River Estuary Program of the NYSDEC for a Natural Resources Inventory and the Sea Level Rise Taskforce. The Mayor was authorized to expend funds for both grants with resolutions 185 and 186 of 2016, and we are requesting, in partnership with the Park and Recreation Department, to transfer funds to the appropriate accounts.

The City was recently awarded a grant from the Hudson River Estuary Program of the NYSDEC for an Open Space Plan, and we are seeking a resolution to expend funds and authorization to transfer funds. Required match funding for the Open Space Plan project will be provided for with in-kind staff and volunteer time.

The draft documents and committee reports are included with this communication.

Thank you for your consideration.

Sincerely,

Brenna Robinson

Resolution 16 of 2017

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
APPROVING TRANSFER OF FUNDS IN THE 2017 PARKS AND RECREATION DEPARTMENT
FOR THE HUDSON RIVER ESTUARY PROGRAM 2016 PROJECT OPEN SPACE PLAN FOR
CITY OF KINGSTON**

Sponsored By: Finance and Audit Committee: Aldermen: Koop,
Schabot, Brown, Mills

WHEREAS, the Parks and Recreation Department has requested a budget transfer in the amount of \$24,500.00 in the 2017 Parks and Recreation Department for the Hudson River Estuary Program 2016 grant project "Open Space Plan for City of Kingston"; and

WHEREAS, reimbursement will come from funding provided by a NYS DEC grant for \$24,500.00, and the required match funding of \$10,700.00 will come from in-kind donations, including staff and volunteer time; and

WHEREAS, the sum of \$3,000.00 out of the \$24,500.00 grant has been appropriated in the 2017 budget for salaries; and

WHEREAS, the Finance/Audit Committee has received, reviewed and approved this request.

**NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE
CITY OF KINGSTON, NEW YORK, AS FOLLOWS:**

SECTION 1. That the sum of \$24,500.00 be transferred as follows:

From: NYS Grants Revenue Account #A1-7240.3889 \$21,500.00

To: Contracted Services Account #A1-7240.472 \$21,000.00

Supplies & Materials Account #A1-7240.485 500.00

SECTION-2. This resolution shall take effect immediately.

Submitted to the Mayor this ____ day of _____, 2017

Approved by the Mayor this ____ day of _____, 2017

Carly Winnie, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2017

16

THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT COMMITTEE REPORT

REQUEST DESCRIPTION

| | | |
|-------------------------|----------------------------|-------------------------|
| INTERNAL TRANSFER _____ | CONTINGENCY TRANSFER _____ | TRANSFER <u>X</u> _____ |
| AUTHORIZATION _____ | BUDGET MODIFICATION _____ | BONDING REQUEST _____ |
| CLAIMS _____ | ZONING _____ | OTHER _____ |

DEPARTMENT Parks and Recreation DATE 11/29/2016

~~2017 budget~~ in the 2017
Description: Transfer funds from the General Fund to the Parks and Recreation Department for the Hudson River Estuary Program 2016 grant project "Open Space Plan for City of Kingston" in the amount of \$24,500. Reimbursement will come from funding provided by a NYSDEC grant for \$24,500, and the required match funding of \$10,700 will come from in-kind donations including staff and volunteer time.

FROM: NYS Grants Revenue Account #A1 7240.3889 in the amount of \$21,500 TO Parks and Recreation Account (s)

A17240.472 – Contracted Services - \$21,000

A17240.485 – General Materials/Supplies - \$ 500

Estimated Financial Impact \$0 Signature _____

\$3,000 of the \$24,500 grant has been appropriated in 2017 budget

Steven Schabot

Motion by SS

Seconded by DB

Action Required:

SEQRA Decision:

Type I Action _____

Type II Action _____

Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

| Committee Vote | YES | NO |
|---|-----|----|
| <i>DA Koop</i> Douglas Koop, Chairman, Ward 2 | ✓ | |
| Reynolds Scott-Childress, Ward 3 <i>Reynolds Scott-Childress</i> | | |
| Steven Schabot, Ward 8 <i>Steven Schabot</i> | ✓ | |
| Deborah Brown, Ward 9 <i>Deborah Brown</i> | | |
| <i>Maryann Mills</i> Anthony Davis, Ward 67 MARYANN MILLS | ✓ | |

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AUTHORIZING THE CITY OF KINGSTON PLANNING BOARD TO ACT AS LEAD AGENCY FOR THE PURPOSES OF ENVIRONMENTAL REVIEW FOR THE 300 FLATBUSH AVENUE PROJECT

Sponsored by: Laws & Rules Committee: Aldermen: Eckert,
Scott-Childress, Carey, Mills, Brown

WHEREAS, RUPCO (the Applicant) has submitted a completed Part I of the full environmental assessment form to the City of Kingston Planning Board to create 66 residential units, 34 of which will be located in an existing building and 32 constructed within a new building, and has petitioned the Common Council for a zoning change of the 14.9 acre parcel from RR One Family Residence to R-6 Multiple Residence District (the Action); and

WHEREAS, the project is located at 300 Flatbush Avenue, Kignston, New York, SBL 48.74-3-14.100; and

WHEREAS, the designation of a lead agency and a determination of the significance of the action on the environment must be made in order to comply with the New York State Environmental Conservation Law (SEQR Act) and the regulations promulgated thereunder (the Regulations) by the New York State Department of Environmental Conservation.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

SECTION 1. That the Common Council of the City of Kingston authorizes the City of Kingston Planning Board to act as Lead Agency for the purposes of environmental review and that the Project constitutes a Type I action as defined in 6 NYCRR Part 617.4 (b)(3) of the SEQR Act.

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this _____ day of _____, 2017

Approved by the Mayor this _____ day of _____, 2017

Carly Winnie City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2017

THE CITY OF KINGSTON COMMON COUNCIL

17

LAWS & RULES COMMITTEE REPORT

| | |
|--|----------------------|
| DEPARTMENT <u>Planning</u> | DATE <u>12/20/16</u> |
| Description _____ | |
| <p style="text-align: center;">consensus</p> <p>Motion to declare the ^{the} City Planning Board to becoming lead agency in SEQR Review regarding the Flatbush 300 Flatbush Ave. project.</p> | |
| Signature _____ | |

Motion by Deborah Brown

Seconded by Reynolds Scott-Childress

Action Required: _____

SEQRA Decision:

Type I Action _____

Type II Action _____



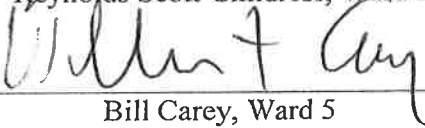

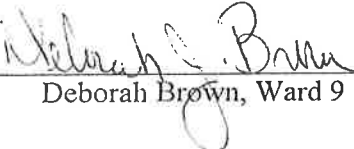
Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

| Committee Vote | | YES | NO |
|--|----------------------------------|-------------------------------------|--------------------------|
|  | Lynn Eckert, Chairman | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|  | Reynolds Scott-Childress, Ward 3 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|  | Bill Carey, Ward 5 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|  | Maryann Mills, Ward 7 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|  | Deborah Brown, Ward 9 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

Resolution of the City of Kingston Planning Board
to Seek Designation of Lead Agency for
#300 Flatbush Avenue (SBL 48.74-3-14.100)
in the SEQR Process Under 6 NYCRR Part 617

WHEREAS, RUPCO (the Applicant) has submitted a completed Part I of the Full Environmental Assessment Form, to the City of Kingston Planning Board, to create 66 residential units, 34 of which will be located in an existing building and 32 constructed within a new building, and has petitioned the Common Council for a zoning change of the 14.9 acre parcel from RR One-Family Residence to R-6 Multiple Residence District and (the Action); and

WHEREAS, the project is located at #300 Flatbush Avenue, Kingston, New York (SBL 48.74-3-14.100); and

WHEREAS, the designation of a "lead agency" and a determination of the significance of the Action on the environment must be made in order to comply with the New York State Environmental Conservation Law (SEQR Act) and the regulations promulgated thereunder (the "Regulations") by the New York Department of Environmental Conservation; and

WHEREAS, the City of Kingston Planning Department in coordination with the Applicant has identified a list of involved and interested agencies, based upon the information submitted.

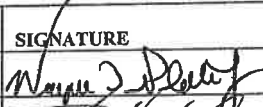
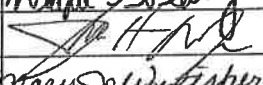
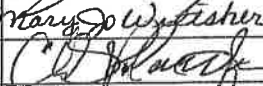

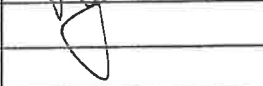
NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF KINGSTON PLANNING BOARD, AS FOLLOWS:

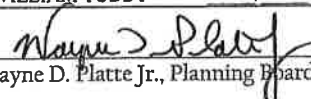
Section 1: That the Action is determined to be a Type I Action as defined in 6NYCRR Part 617.4(b)(3) of the SEQR Act, and a coordinated review must be undertaken.

Section 2: That the City of Kingston Planning Board desires to establish itself as Lead Agency in the environmental review process.

Section 3: That the Planning Department is directed to circulate a request to all involved and interested agencies, seeking concurrence with the designation of the Kingston Planning Board as the lead agency for the SEQR review of the Action.

Section 4: That this resolution shall take effect immediately.

| MEMBERS | Absent/Present | SIGNATURE | YES | NO | RECUSE |
|------------------|----------------|--|-----|----|--------|
| WAYNE PLATTE | / ✓ |  | ✓ | | |
| JOHN DWYER | / ✓ |  | ✓ | | |
| MARYJO WILTSHIRE | / ✓ |  | ✓ | | |
| CHARLES POLACCO | / ✓ |  | ✓ | | |
| ROBERT JACOBSEN | / ✓ |  | ✓ | | |
| JONATHAN KORN | ✓ / | | | | |
| JAMIE MILLS | / ✓ | | | | |
| WILLIAM TUBBY | / ✓ | | | | |


Wayne D. Platte Jr., Planning Board Chairman

12/12/16
Date

Resolution 18 of 2017

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING THE SALE OF 416 FIRST AVENUE, TAX MAP NO. 48.16-5-18 AND
RECOMMENDING A NEGATIVE DECLARATION OF ENVIRONMENTAL SIGNIFICANCE**

Sponsored By: Finance and Audit Committee: Aldermen: Koop,
Mills, Schabot, Brown

WHEREAS, sealed bids were opened on December 13, 2016 for the purchase of
416 First Avenue, Tax Map No. 48.16-5-18; and

WHEREAS, Allen Nace Jr. submitted the only bid to purchase 416 Avenue, Tax Map
No. 48.16-5-18 in the amount of Fifteen (\$15,000.00) dollars; and

WHEREAS, the sale of 416 First Avenue, Tax Map No. 48.16-5-18 to Allen Nace Jr.
is in the best interest of the City of Kingston.

**NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE
CITY OF KINGSTON, NEW YORK, AS FOLLOWS:**

SECTION-1. That the Mayor is authorized to execute a quitclaim deed conveying
all of the City of Kingston's interest in the property located at 416 First Avenue Avenue, Tax
Map No. 48.16-5-18 for the sum of Fifteen Thousand and 00/100 (\$15,000.00) Dollars, plus all
necessary filing fees, to Allen Nace Jr. upon payment in full of the purchase price, recording
and filing fees.

SECTION-2. This resolution shall take effect immediately.

Submitted to the Mayor this _____ day of _____,
_____, 2017

Approved by the Mayor this _____ day of _____,
_____, 2017

Carly Winnie, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2017

Res 18 2017 Sale 416 First Ave to Nace

THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT COMMITTEE REPORT

REQUEST DESCRIPTION

INTERNAL TRANSFER _____
AUTHORIZATION _____
CLAIMS _____

CONTINGENCY TRANSFER _____
BUDGET MODIFICATION _____
ZONING _____

TRANSFER _____
BONDING REQUEST _____
OTHER _____

DEPARTMENT Corp. Counsel DATE 12/14/16

Description
On December 13th sealed bids for 416 First Ave were
scheduled to be open. The result was a single bid in the
amount of \$15,000 made by Allen Nace. Authorizing the
sale of 416 First Ave to Allen Nace.

Estimated Financial Impact _____ Signature _____

Motion by MM

Seconded by SS

Action Required:

SEQRA Decision:

Type I Action _____

Type II Action _____

Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|--|-------------------------------------|--------------------------|
| <u>DAKoop</u> Douglas Koop, Chairman | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Reynolds Scott-Childress Ward 3 | | |
| <u>Maryanne Mills</u> Anthony Davis, Ward 8 & 9 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <u>Steven Schabot</u> Steven Schabot, Ward 8 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <u>Deborah Brown</u> Deborah Brown, Ward 9 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, APPROVING THE SETTLEMENT WITH NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Sponsored by: Finance and Audit Committee: Aldermen: Koop,
Scott-Childress, Mills, Schabot, Brown

WHEREAS, the NYS Department of Environmental Conservation advised the City regarding violations that occurred on November 9, 2015, in the Washington Avenue Tunnel near Gilead Street in Kingston, New York; and

WHEREAS, the parties have reached a settlement of the case that requires all parties to execute an Order On Consent and the City of Kingston to pay a civil penalty of Ten Thousand (\$10,000.00) dollars to the NYS Department of Environmental Conservation; and

WHEREAS, settlement of the above matter is in the best interests of the City of Kingston.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

SECTION 1. That the Common Council of the City of Kingston hereby approves the settlement as outlined above.

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this _____ day of _____, 2017

Approved by the Mayor this _____ day of _____, 2017

Carly Winnie, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2017

THE CITY OF KINGSTON COMMON COUNCIL

19

FINANCE AND AUDIT COMMITTEE REPORT

REQUEST DESCRIPTION

INTERNAL TRANSFER _____
AUTHORIZATION _____
CLAIMS _____

CONTINGENCY TRANSFER _____
BUDGET MODIFICATION _____
ZONING _____

TRANSFER _____
BONDING REQUEST _____
OTHER _____

DEPARTMENT _____ DATE _____

Description _____ of \$10,000
Authorizing a settlement with the DEC regarding
Gilead Street.

Estimated Financial Impact _____ Signature _____

Motion by MM

Seconded by SS

Action Required:

SEQRA Decision:

Type I Action _____

Type II Action _____

Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

| Committee Vote | YES | NO |
|--|-----|----|
| <u>D. Koop</u> Douglas Koop, Chairman | ✓ | |
| <u>Reynolds Scott-Childress</u> Reynolds Scott-Childress Ward 3 | ✓ | |
| <u>Anthony Davis</u> Anthony Davis, Ward 6 | ✓ | |
| <u>Steven Schabot</u> Steven Schabot, Ward 8 | ✓ | |
| <u>Deborah Brown</u> Deborah Brown, Ward 9 | ✓ | |

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, APPROVING THE SETTLEMENT OF 346 WASHINGTON AVENUE LLC

Sponsored by: Finance and Audit Committee: Aldermen: Koop,
Scott-Childress, Mills, Schabot, Brown

WHEREAS, 346 Washington Avenue, LLC, the owner of property located at 346 Washington Avenue, was paying taxes under a Pilot Agreement executed on February 7, 2007; and

WHEREAS, 346 Washington Avenue, LLC contested the invoice for back payments due to the City, School District and County; and

WHEREAS, the parties have reached a settlement of the case that requires all parties to sign an Agreement regarding the repayment of said back payments.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

SECTION 1. That the Common Council of the City of Kingston hereby approves the settlement in the amount of One Hundred Thirty Thousand (\$130,000.00) Dollars.

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this _____ day of _____, 2017

Approved by the Mayor this _____ day of _____, 2017

Carly Winnie, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2017

THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT COMMITTEE REPORT

20

REQUEST DESCRIPTION

INTERNAL TRANSFER _____
AUTHORIZATION _____
CLAIMS _____

CONTINGENCY TRANSFER _____
BUDGET MODIFICATION _____
ZONING _____

TRANSFER _____
BONDING REQUEST _____
OTHER _____

DEPARTMENT _____ DATE _____

Description
Authorizing a settlement with 346 Washington Ave
LLC.

Estimated Financial Impact _____ Signature _____

Motion by SS

Seconded by DB

Action Required:

SEQRA Decision:

Type I Action _____

Type II Action _____

Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

| Committee Vote | YES | NO |
|--|-----|----|
| <u>D. Koop</u> Douglas Koop, Chairman | ✓ | |
| <u>Reynolds Scott-Childress</u> Reynolds Scott-Childress Ward 3 | ✓ | |
| <u>Anthony Davis</u> Anthony Davis, Ward 6 | ✓ | |
| <u>Steven Schabot</u> Steven Schabot, Ward 8 | ✓ | |
| <u>Deborah Brown</u> Deborah Brown, Ward 9 | ✓ | |

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE ULSTER COUNTY S.P.C.A.

Sponsored By: Finance and Audit Committee: Alderman Koop,
Scott-Childress, Davis, Schabot, Brown

WHEREAS, the contract with the Ulster County S.P.C.A. expired on December 31, 2016; and

WHEREAS, it is in the best interest of the City of Kingston to enter into a new agreement with the Ulster County S.P.C.A.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

SECTION-1. That the Mayor is hereby authorized to enter into a one year contract with the Ulster County S.P.C.A.

SECTION-2. This resolution shall take effect immediately.

Submitted to the Mayor this _____ day of _____, 2017

Approved by the Mayor this _____ day of _____, 2017

Carly Winnie, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2017

**LAWS & RULES
COMMITTEE REPORT**

[illegible]

Motion by _____

Seconded by _____

Action Required:

SEQRA Decision:

Type I Action _____

Type II Action

Unlisted Action

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status:

Positive Declaration of Environmental Significance:

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|----------------------------------|------------|-----------|
| Lynn Eckert, Chairman | | |
| Reynolds Scott-Childress, Ward 3 | | |
| Bill Carey, Ward 5 | | |
| Maryann Mills, Ward 7 | | |
| Deborah Brown, Ward 9 | | |

CITY OF KINGSTON
Office of Corporation Counsel
kbryant@kingston-ny.gov

Steven T. Noble, Mayor



Kevin R. Bryant, Corporation Counsel
Daniel Gartenstein, Asst. Corporation Counsel

TO: James L. Noble
President, Common Council

FROM: Daniel Gartenstein
Assistant Corporation Counsel

DATE: January 4, 2017

RE: Ulster County SPCA Contract

A handwritten signature in black ink, appearing to be "D. Gartenstein", is written over the "FROM:" line of the memo.

I am requesting that the Ulster County SPCA contract be placed on the agenda for discussion and resolution to extend the contract at the Common Council meeting on January 10, 2017.

Resolution 22 of 2017

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,
AUTHORIZING ADOPTING A BOND ORDINANCE IN THE SUM OF \$125,000 TO
PURCHASE MULTI SPACE PARKING METERS AND RELATED EQUIPMENT**

Sponsored By: Finance and Audit Committee: Aldermen: Koop,
Scott-Childress, Mills, Schabot, Brown

WHEREAS, a request has been made for bonding in the amount of \$125,000.00 to purchase multi space parking meters and related equipment to implement paid parking in City lots.

**NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE
CITY OF KINGSTON, NEW YORK, AS FOLLOWS:**

SECTION-1. That the Common Council authorizes an amount of \$125,000.00 be provided through General Municipal bonding to purchase multi space parking meters and related equipment to implement paid parking in City lots.

SECTION-2. This resolution shall take effect immediately.

Submitted to the Mayor this _____ day of
_____, 2017

Approved by the Mayor this _____ day of
_____, 2017

Carly Winnie, City Clerk

Steven T. Noble, Mayor

Adopted by Council on _____, 2017

22

THE CITY OF KINGSTON COMMON COUNCIL

FINANCE AND AUDIT COMMITTEE REPORT

REQUEST DESCRIPTION

INTERNAL TRANSFER _____
AUTHORIZATION _____
CLAIMS _____

CONTINGENCY TRANSFER _____
BUDGET MODIFICATION _____
ZONING _____

TRANSFER _____
BONDING REQUEST ☒ _____
OTHER _____

DEPARTMENT Comptroller/Mayor

DATE 12/14/16

Description Respectfully request bonding authorization in the amount of \$125,000 to purchase multi space parking meters and related equipment to implement paid parking in City lots.

Estimated Financial Impact \$125,000

Signature [Signature]

Motion by SS

Seconded by RS-C

Action Required:

SEQRA Decision:

Type I Action _____

Type II Action _____

Unlisted Action _____

Negative Declaration of Environmental Significance: _____

Conditioned Negative Declaration: _____

Seek Lead Agency Status: _____

Positive Declaration of Environmental Significance: _____

| Committee Vote | YES | NO |
|--|-------------------------------------|-------------------------------------|
| <u>[Signature]</u> Douglas Koop, Chairman | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <u>[Signature]</u> Reynolds Scott-Childress, Ward 3 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <u>[Signature]</u> Anthony Davis, Ward 6 | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> |
| <u>[Signature]</u> Steven Schabot, Ward 8 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| <u>[Signature]</u> Deborah Brown, Ward 9 | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

CITY OF KINGSTON

Office of the Mayor

mayor@kingston-ny.gov

Steven T. Noble
Mayor



2017 Parking Transition

Recently Completed and Current Action Items:

- The Common Council has adopted the amended 2017 budget and fee schedule
- Outreach has been and will continue to be conducted to local businesses and residents
- The Mayor's parking committee reviewed five proposals submitted by various kiosk vendors, interviewed three, and ultimately selected Parkeon to be the City's vendor
- Representatives from Parkeon are meeting with the parking committee on a regular basis
- All municipal lots have been evaluated to determine the quantity of kiosks needed to serve each lot and the approximate location of each kiosk

Upcoming Action Items

- Request from Mayor Noble to Finance Committee for bond of \$125,000 to purchase approximately 13 kiosks, as well as the associated materials, signage, etc.
- Update snow emergency plan, including parking procedures
- Work with Parkeon to develop back-end functions and train staff on new technology
- Develop communications plan to introduce new parking procedures, fees and resources to the public

Frequently Asked Questions

Q: Will users be required to pay for parking in the lots during snow emergencies?

A: No. Parking fees in the lots will be waived for the duration of the snow emergency. The display on the kiosks will inform users that payment is not required and when parking fees will resume.

Q: What are the new parking fees? Are there any discounts?

A: On-street parking- \$1.00 per hour; parking lots- \$0.75 per hour. Monthly permits will be sold for \$40 per month for unlimited use in the parking lots. A \$400 pro-rated annual permit for the lots will also be available. Permits ensure a discounted rate, but do not guarantee parking availability.

Q: When will these changes in parking fees go into effect? Will the public know ahead of time?

A: The anticipated start date for use of kiosks in the lots is April 1, 2017. The transition of on-street parking fees from \$0.50 per hour to \$1.00 per hour is expected to begin in early 2017. A more definitive start date will be announced once the transition plan has been finalized. We will be working with Parkeon over the next few weeks to create a detailed timeline with benchmarks that will be distributed to the Council and public.

Q: How will parking rules be enforced?

A: While a number of options are available for enforcement in the lots (pay by space, pay and display or pay by plate), the City intends to implement "pay by plate." This means that users will be instructed to input their license plate number into the kiosk. The benefits of this option include:

- Lower cost than "pay by space", which requires signage at each space

City of Kingston Municipal Lot Inventory

North Front Street Former Uptown Parking Garage (140)

138 regular spots

2 handicap spots

SBL# 48.80-1-26

21 N Front & Odd side of Schwenk Dr

North Front Street Parking Lot – North Side (63)

60 regular spots

3 handicap spots

48.314-2-16

65-77 N Front St

North Front Street Parking Lot – South Side (65)

61 regular spots

4 handicap spots

48.330-3-3(4)(5)

72-82 North Front St

48.330-3-29

178 Green St

48.330-3-9

69-71 Crown St

Upper Broadway Lot – Adjacent to Sea Deli (8)

8 regular spots

56.25-2-2

654 Broadway

Cornell Street Lot (128)

124 regular spots

4 handicap spots

56.25-4-10

13-41 Thomas St

Prince Street Lot (35)

32 regular spots

3 handicap spots

56.26-9-30.100

476-478 Broadway

Midtown Broadway Lot – Between Brewster St and Staples St (20)

18 regular spots

2 handicap spots

56.34-4-2

349-355 Broadway

Downtown Lot – Dock Street (38)

36 regular spots

2 handicap spots

56.43-5-10

68-124 Dock St

Downtown Lot – Visitor Center (80)**

78 regular spots

2 handicap spots

56.43-8-62

2-10 Broadway

Downtown Lot – Trolley Museum (50)

48 regular spots

2 handicap spots

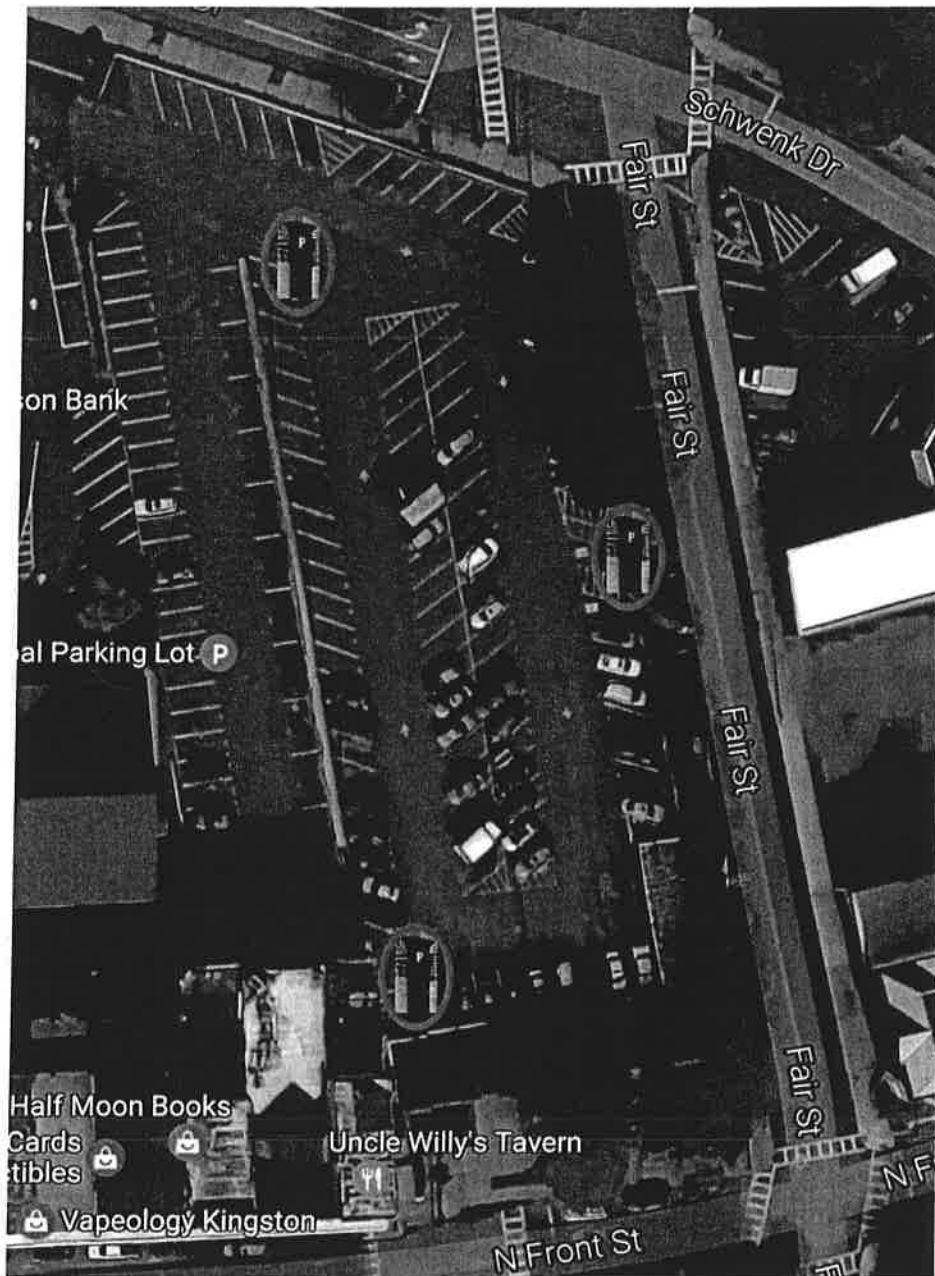
56.43-6-8

91 E Strand Street

**Metering unavailable

City of Kingston – DRAFT locations

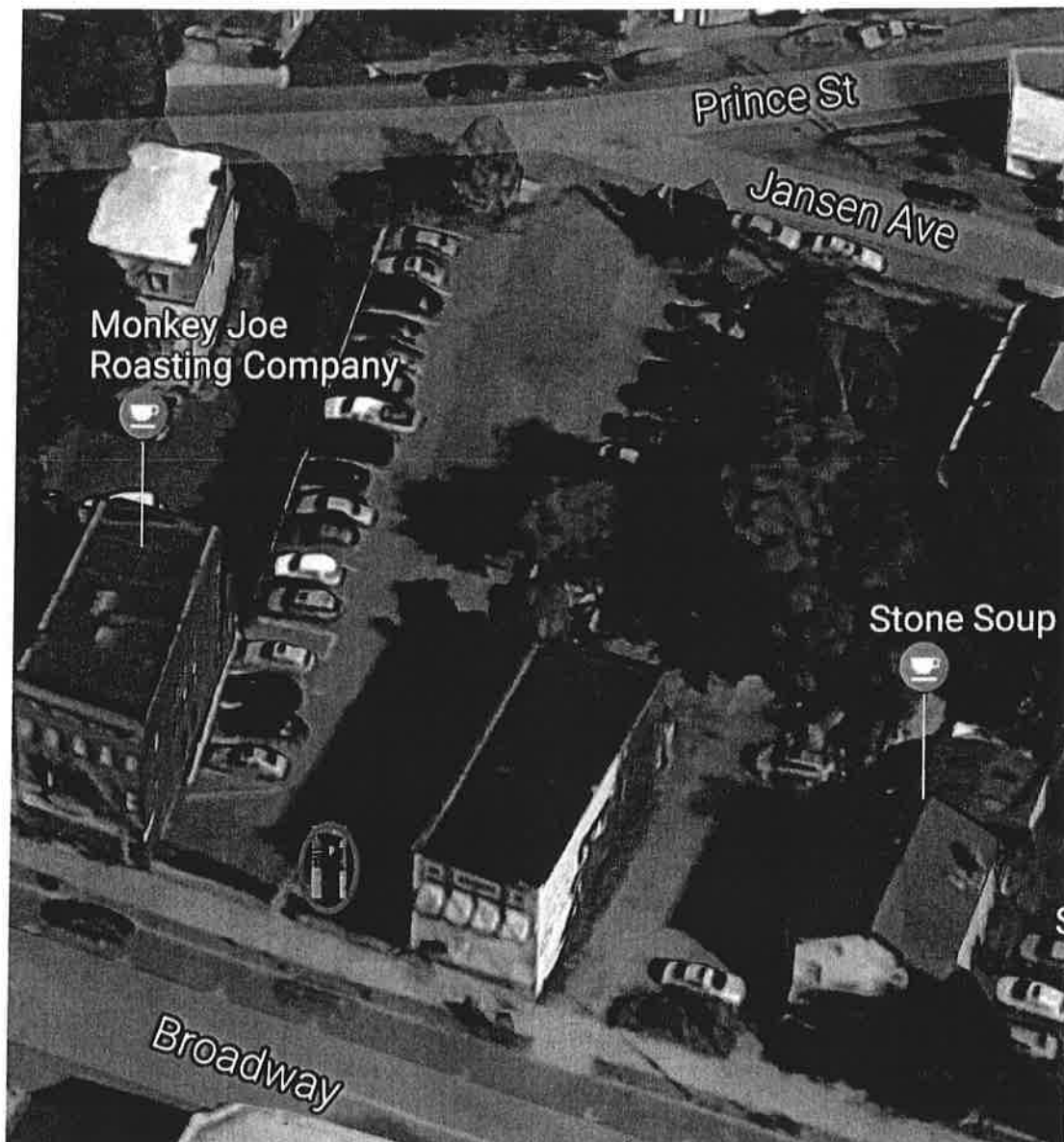
North Front Street



North Front Street – South Side



Prince Street Lot – 32 Spaces (heavy usage)



Downtown Lot – Docks





**Access
Technology
Integration, Inc.**

**A NYS CERTIFIED MINORITY
& WOMEN OWNED BUSINESS (MWBE)**

Company Address PO Box 233
Wynantskill, NY 12198
US

Created Date 12/14/2016
Expiration Date 12/31/2016
Quote Number 00000231

Prepared By Todd Schroeder
Phone 5182378510
Email todd@atiaccesscontrol.com

Contact Name Brian Woltman
Phone (845) 331-0080
Email bwoltman@kingston-ny.gov

Bill To Name City of Kingston
Bill To 420 Broadway
Kingston, NY 12401

Ship To Name City of Kingston

Description Access Technology Integration is pleased to
provide the following quote for parking kiosks
and a pay-by-phone solution.

| Product | Product Description | Sales Price | Quantity | Total Price |
|--------------------------------------|--|--------------|----------|---------------|
| StradaPAL Rapide | Solar / Mains powered multispace meter with 7" color display. Accepts coin and credit card transactions. Supports coupon and news services | \$11,600.00 | 13.00 | \$150,800.00 |
| Discount | | (\$4,100.00) | 13.00 | (\$53,300.00) |
| myParkfolio Monthly Access Fee | \$50/mo | \$50.00 | 156.00 | \$7,800.00 |
| Professional Services | | \$3,000.00 | 1.00 | \$3,000.00 |
| Discount | | (\$3,000.00) | 1.00 | (\$3,000.00) |
| Shipping & Handling | | \$295.00 | 13.00 | \$3,835.00 |
| Discount | | (\$295.00) | 13.00 | (\$3,835.00) |
| Whoosh! PaybyPhone | Whoosh! - Pay-by-Phone service Cost is on per meter basis | \$1.00 | 156.00 | \$156.00 |
| Strada BNA Coin Vault | | \$395.00 | 5.00 | \$1,975.00 |
| Credit Card Reader | Parkeon Credit Card Reader | \$1,275.00 | 1.00 | \$1,275.00 |

Monthly Fee

Notes

Terms:



RESOLUTION 23 of 2017

BOND ORDINANCE DATED JANUARY 10, 2017.

AN ORDINANCE AUTHORIZING THE PURCHASE OF PARKING KIOSKS AND RELATED EQUIPMENT FOR THE CITY'S MUNICIPAL PARKING LOTS, IN AND FOR THE CITY OF KINGSTON, ULSTER COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$125,000, AND AUTHORIZING THE ISSUANCE OF \$125,000 BONDS OF SAID CITY TO PAY THE COST THEREOF.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, ULSTER COUNTY, NEW YORK, by the favorable vote of not less than two-thirds of all members of said Council, as follows:

Section 1. The purchase of parking kiosks and related equipment for the City's municipal parking lots in and for the City of Kingston, Ulster County, New York, including incidental expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$125,000.

Section 2. The plan for the financing thereof is by the issuance of \$125,000 bonds of said City hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 35 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said City of Kingston, Ulster County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property in said City ad valorem taxes sufficient to pay the principal of and interest on said bonds as the same shall become due.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the City Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Comptroller, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the City Comptroller, the chief fiscal officer of such City. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the City Comptroller shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this ordinance are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the City for expenditures made after the effective date of this ordinance for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 9. This ordinance shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this ordinance, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. This ordinance, which takes effect immediately, shall be published in summary form in The Daily Freeman, which is hereby designated as the official newspaper of said City for such purpose, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing ordinance was duly put to a vote on roll call, which resulted as follows:

| | |
|----------------|--------------|
| Alderman _____ | VOTING _____ |
| Alderman _____ | VOTING _____ |
| Alderman _____ | VOTING _____ |
| Alderman _____ | VOTING _____ |
| Alderman _____ | VOTING _____ |
| Alderman _____ | VOTING _____ |
| Alderman _____ | VOTING _____ |
| Alderman _____ | VOTING _____ |
| Alderman _____ | VOTING _____ |

The ordinance was thereupon declared duly adopted.

CERTIFICATION FORM

STATE OF NEW YORK)
) ss.:
COUNTY OF ULSTER)

I, the undersigned Clerk of the City of Kingston, Ulster County, New York (the "Issuer"), DO
HEREBY CERTIFY:

1. That a meeting of the Issuer was duly called, held and conducted on the 10th day of January, 2017.
2. That such meeting was a **special regular** (circle one) meeting.
3. That attached hereto is a proceeding of the Issuer which was duly adopted at such meeting by the Board of the Issuer.
4. That such attachment constitutes a true and correct copy of the entirety of such proceeding as so adopted by said Board.
5. That all members of the Board of the Issuer had due notice of said meeting.
6. That said meeting was open to the general public in accordance with Section 103 of the Public Officers Law, commonly referred to as the "Open Meetings Law".
7. That notice of said meeting (*the meeting at which the proceeding was adopted*) was caused to be given PRIOR THERETO in the following manner:

PUBLICATION (here insert newspaper(s) and date(s) of publication – should be a date or dates falling prior to the date set forth above in item 1)

POSTING (here insert place(s) and date(s) of posting- should be a date or dates falling prior to the date set forth above in item 1)

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Issuer this
____ day of January, 2017.

City Clerk

(CORPORATE SEAL)

LEGAL NOTICE OF ESTOPPEL

The bond ordinance, summary of which is published herewith, has been adopted on January 10, 2017, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the City of Kingston, Ulster County, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is available for public inspection during regular business hours at the Office of the City Clerk of the City for a period of twenty days from the date of publication of this Notice.

Dated: Kingston, New York,
_____, 2017.

City Clerk

BOND ORDINANCE DATED JANUARY 10, 2017.

AN ORDINANCE AUTHORIZING THE PURCHASE OF PARKING KIOSKS AND RELATED EQUIPMENT FOR THE CITY'S MUNICIPAL PARKING LOTS, IN AND FOR THE CITY OF KINGSTON, ULSTER COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$125,000, AND AUTHORIZING THE ISSUANCE OF \$125,000 BONDS OF SAID CITY TO PAY THE COST THEREOF.

| | |
|-------------------------------------|--|
| Object or purpose: | Parking kiosks and related equipment for the City's municipal parking lots |
| Maximum Estimated Cost: | \$125,000 |
| Period of probable usefulness: | Fifteen years |
| Amount of obligations to be issued: | \$125,000 bonds |



Orrick, Herrington & Sutcliffe LLP
51 West 52nd Street
New York, NY 10019-6142

+1 212 506 5000
orrick.com

Thomas E. Myers

E tmyers@orrick.com
D +1 212 506 5212
F +1 212 506 5151

January 5, 2017

VIA E-MAIL (jtuey@kingston-ny.gov)

Mr. John Tuey, City Comptroller
City of Kingston
City Hall/420 Broadway
Kingston, NY 12401

Re: City of Kingston, Ulster County, New York
Parking Kiosks and Related Equipment - \$125,000 Bonds
Orrick File: 42394-2-74

Dear John:

In accordance with your recent request, we are enclosing the following relative to the above:

- (1) Draft form for the bond ordinance. As you know, this ordinance must be adopted by a super majority vote; that is a vote of at least two-thirds of the total voting strength of the Council.
- (2) A suggested form for the summary Legal Notice of Estoppel. This Legal Notice of Estoppel should be published once in The Daily Freeman, the official newspaper designated in Section 10 of the bond ordinance.

In due course, please furnish us with the following:

- (a) An ORIGINALLY certified copy of the enclosed bond ordinance.
- (b) An ORIGINAL printer's affidavit of publication of the summary Legal Notice of estoppel from The Daily Freeman.

With best wishes,

Very truly yours,

Tom

Thomas E. Myers
/es

BOND ORDINANCE

At a regular meeting of the Common Council of the City of Kingston, Ulster County, New York, held at the Common Council Chambers, City Hall, 420 Broadway, in said City, on the 10th day of January, 2017, at ____ o'clock P.M., Prevailing Time.

The meeting was called to order by _____, and upon roll being called, the following were

PRESENT:

ABSENT:

The following ordinance was offered by Alderman _____, who moved its adoption, seconded by Alderman _____, to-wit:

Local Law 2 of 2017 OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, ADOPTING REVISED RULES AND REGULATIONS OF THE BOARD OF ELECTRICAL EXAMINERS, SECTION 208-14 - INSPECTIONS OF THE CODE OF THE CITY OF KINGSTON

Sponsored By: Laws and Rules/Cable Committee: Aldermen:
Eckert, Scott-Childress, Mills, Brown

WHEREAS, a request has been made to revise the rules and regulations of the Board of Electrical Examiners, Section 208-14 – Inspections of the Code of the City of Kingston; and

WHEREAS, this change will be in the best interests of the City of Kingston.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

SECTION-1. That Section 208-14 Inspections of the Code of the City of Kingston be revised to read as follows:

A. A maximum of seven (7) inspectors (Inspection Agencies) shall be appointed by the Board of Electrical Examiners of the City of Kingston and are hereby authorized and required, as such representative, to make electrical inspections and inspections of all electrical installations within the City of Kingston, New York and all extensions thereto and alteration thereof, and approve or disapprove the same.

1. Must provide proof that the “principal” of the firm is a licensed Master Electrician (any recognized locality)
2. Proof that the agency is approved by Central Hudson
3. Must have a calling hour
4. Must be available for emergencies
5. Must provide a list of fees
6. Must provide proof that all of your inspections are certified by International Association of Electrical Inspectors in “One & Two Family” and “General Electrical Inspections”
7. Must provide proof of insurance minimum’s if not already provided. (Liability, Disability, Workers Compensation)

B. It shall be the duty of the Inspector to make an inspection of any premises wherein a fire or explosion has occurred, and for such purpose, it shall be the duty of the Fire Chief or his representative of the Kingston Fire Department of the City of Kingston, New York, within 24 hours after such occurrence, to report or cause to be reported to an inspector the address or location of such premises and to furnish such other information and assistance with respect thereto as such inspector may require.

C. No Change

D. Delete completely

E. Reflect as D now

F. Reflect as E now

SECTION-2. That the invalidity of any provision of this Local Law shall not affect the validity of any other provision of this Local Law that can be given effect without such invalide provision.

SECTION-3. This Local Law shall take effect immediately upon filing in the Office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

Submitted to the Mayor this _____ day of _____, 2017

Approved by the Mayor this _____ day of _____, 2017

Carly Winnie, City Clerk

Steven T. Noble, Mayor



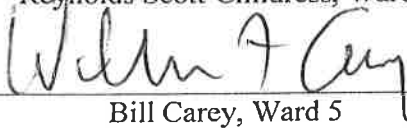
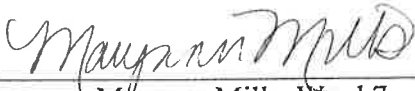
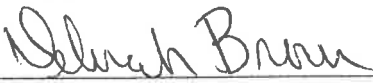
Adopted by Council on _____, 2017

h h h

h h h

h h h

Positive Declaration of Environmental Significance:

| <u>Committee Vote</u> | <u>YES</u> | <u>NO</u> |
|--|------------|-----------|
|  Lynn Eckert, Chairman | + | |
|  Reynolds Scott-Childress, Ward 3 | ✓ | |
|  Bill Carey, Ward 5 | ✓ | |
|  Maryann Mills, Ward 7 | ✓ | |
|  Deborah Brown, Ward 9 | + | |

Eckert

CITY OF KINGSTON

Board of Electrical Examiners
mbrown@kingston-ny.gov



Mark Brown, Fire Chief

Steven T. Noble, Mayor

November 22, 2016

Alderman at Large Jim Noble
City of Kingston Common Council
420 Broadway
Kingston, NY 12401

Re: Amending Rules & Regulations of the Electrical Board

Dear Alderman at Large Noble:

The Board of Electrical Examiners has been reviewing their Rules and Regulations. One matter requiring immediate attention is Section 208.14 Inspections.

Please consider reflecting that section of the code as follows:

§208-14. Inspections.

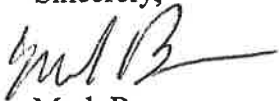
- A. A maximum of *seven (7) inspectors (Inspection Agencies)* shall be appointed by the Board of Electrical Examiners of the City of Kingston and are hereby authorized and required, as such representative, to make electrical inspections and inspections of all electrical installations within the City of Kingston, New York and all extensions thereto and alteration thereof, and approve or disapprove the same.
1. Must provide proof that the "principal" of the firm is a licensed Master Electrician (any recognized locality)
 2. Proof that the agency is approved by Central Hudson
 3. Must have a calling hour
 4. Must be available for emergencies
 5. Must provide a list of fees
 6. Must provide proof that all of your inspections are certified by International Association of Electrical Inspectors in "One & Two Family" and "General Electrical Inspections"
 7. Must provide proof of insurance minimum's if not already provided. (Liability, Disability, Workers Compensation)

- B. It Shall be the duty of the inspector to make an inspection of any premises wherein a fire or explosion has occurred, and for such purpose, it shall be the duty of the Fire Chief or his representative of the Kingston Fire Department of the City of Kingston, New York, within 24 hours after such occurrence, to report or cause to be reported to an inspector the address or location of such premises and to furnish such other information and assistance with respect thereto as such inspector may require.
- C. (No Change)
D. Delete completely
E. Reflect as D now
F. Reflect as E now

The Board expects to find other changes as their review continues and will request that the Laws and Rules Committee consider them for change.

I will make myself available to discuss this if you deem it necessary. In the meantime, please call me if you have any questions.

Sincerely,



Mark Brown

Fire Chief

Secretary

Board of Electrical Examiners

cc: Laws & Rules – Lynn Eckert, Chairman

his or its officers or employees willfully or by reason of incompetence have violated any provision of this article or of any other law or of any ordinance, local law or building code of the City of Kingston, New York, governing electrical work or requiring permits therefor or any requirement contained in the rules and regulations of the New York State Uniform Fire Prevention and Building Code. **[Amended 8-4-2009 by L.L. No. 11-2009, approved 8-13-2009]**

- B. The Board may, in lieu of suspending or revoking a license hereunder, impose a fine not exceeding \$200 for the first offense, and not less than \$100 nor more than \$500 for a subsequent offense, and may suspend the license until such fine is paid. **[Amended 10-4-1988; approved 10-6-1988]**

§ 208-12. Review of action of Board.

Any action of the Board may be reviewed by any person aggrieved thereby in any court of competent jurisdiction by a proceeding instituted under the provisions of Article 78 of the Civil Practice Law and Rules.

§ 208-13. Installation standards.

[Amended 8-4-2009 by L.L. No. 11-2009, approved 8-13-2009] All installations of electrical work, all extensions thereto and all alterations thereof within the City of Kingston, New York, shall be in conformity with the provisions of this article and of any other law or of any ordinance, local law or building code of the City of Kingston, New York, pertaining thereto and shall also be in conformity with approved standards for safety to life and property. In every case where no specific type or class of material or no specific standards are prescribed by law, conformity with the regulations and requirements contained in the New York State Uniform Fire Prevention and Building Code, as approved by the American Standards Association, shall be prima facie evidence of conformity with approved standards for safety to life and property.

§ 208-14. Inspections.

- A. One or more inspectors shall be appointed by the Board of Electrical Examiners of the City of Kingston and are hereby authorized and required, as such representative, to make electrical inspections and reinspections of all electrical installations within the City of Kingston, New York, and all extensions thereto and alteration thereof, and to approve or disapprove the same. **[Amended 8-4-2009 by L.L. No. 11-2009, approved 8-13-2009]**
- B. It shall be the duty of the inspector to make an inspection of any premises wherein a fire or explosion has occurred, and for such purpose, it shall be the duty of the Chief of the Fire Department of the City of Kingston, New York, within 24 hours after such occurrence, to report or cause to be reported to an inspector the address or location of such premises and to furnish such other information and assistance with respect thereto as such inspector may require. **[Amended 8-4-2009 by L.L. No. 11-2009, approved 8-13-2009]**
- C. The inspector shall have the right during reasonable hours to enter any building in the discharge of his official duties or for the purpose of making any inspection, reinspection or test of the installation of electric wiring, devices, appliances and equipment contained therein and shall have the authority to cut or disconnect any wire in cases of emergency where necessary for the safety of life or property or where such wire may interfere with the work of the Fire Department. He is also authorized to disconnect or order the discontinuance of electrical service to any electric wiring, devices, appliances or equipment found to be dangerous to life or property because they are defective or defectively installed until they have been made safe and have been approved by him.
- D. It shall be the duty of the inspector to make an inspection of any premises wherein a fire or explosion has occurred and for such purpose, it shall be the duty of the Chief of the Fire Department of the City of Kingston, New York, within 24 hours after such occurrence, to report or cause to be reported to the agencies approved to conduct electrical inspections by the Kingston Board of Electrical Examiners, from which such inspector operates, the address or location of such premises and to furnish such other information and assistance with respect thereto as such inspector may require. **[Amended 11-7-2012, approved 11-8-2012]**

- E. The inspector shall make periodically a thorough reinspection of the installation of all electric wiring, devices, appliances and equipment now or hereafter installed within the City of Kingston, New York, and within the scope of this article; and when any such installation is found to be in a dangerous or unsafe condition, the person, firm or corporation owning, using or operating the same shall be notified, in writing, and shall make the necessary repairs or changes required to place the same in safe condition and have such work completed within 15 days or such longer time as may be specified by the inspector in such notice.
- F. When a tenant removes from a building or any portion of a building used wholly or partly for mercantile, industrial or commercial purposes, the electric meter shall be removed or locked by the public utility company furnishing electric service to such tenant, and electricity shall not be resupplied to these premises from any source until a new inspection has been made and new certificate of approval has been issued, if any change has been made in the electrical installation subsequent to the last previous inspection.

§ 208-15. Connection to installations.

- A. It shall be unlawful for any person, firm or corporation to make connection from a source of electrical energy to any electric wiring, devices, appliances or equipment, for the installation, extension or alteration of which a permit is required by law, until a certificate of approval or a permit has been issued authorizing such connection and use of such wiring, devices, appliances or equipment.
- B. It shall be unlawful for any person, firm or corporation to make connection from a source of electrical energy to any electric wiring, devices, appliances or equipment which has been disconnected or ordered to be disconnected by the inspector or the use of which has been ordered by the inspector to be discontinued until a certificate of approval has been issued by him authorizing the reconnection and use of such wiring, devices, appliances or equipment.

§ 208-16. Permits.

- A. It shall be a violation of this article for any person to install, alter or repair any electric wiring in the City of Kingston, New York, until such time as proper application has been filed with an inspector, and a permit obtained. **[Amended 8-4-2009 by L.L. No. 11-2009, approved 8-13-2009]**
- B. No such permit shall be issued to any person, firm or corporation unless he or it is the holder of a license as a master electrician under this article.

§ 208-17. Nonapplicability.

The provisions of this article shall not apply to persons engaged solely in stilling, or solely in the attachment of ordinary electric appliances to existing circuits where no joining or splicing of electrical conductors is required; nor to the installation, maintenance or repair of elevators; nor to any work involved in the manufacture, assembly, test or repair of electrical machinery, apparatus, materials and equipment by a person, firm or corporation engaged in electrical manufacturing as their principal business; nor to the work in connection with the erection, construction, maintenance or repair of lines and facilities for the generation, transmission and distribution of electricity from the source of supply to the service connection on the premises, where used, by public service companies as defined by the Transportation Corporations Law of this state, or municipal plants authorized to generate or sell electricity; nor to the work of such companies or plants in installing, maintaining and repairing on the consumer's premises, service connections, meters and other apparatus and appliances remaining the property of such companies or plants after installation; nor to emergency repairs of wiring and appliances on consumer's premises necessary for the protection of life or property; nor to the work of companies incorporated for the transmission of intelligence by electricity in installing, maintaining or repairing wires, apparatus or fixtures or other appliances.

§ 208-18. Reciprocal licensing agreements.

A reciprocal license agreement may be arranged where the license requirements of the counties involved or the political subdivisions thereof are substantially equivalent.